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PHONE: 515-288-3667 • FAX: 515-288-1338 • www.ipmvs.com**DATE:** December 16, 2005**TO:** Art Unit 1614 - Mail Stop AF**COMPANY:** USPTO**PHONE:****FAX:** 571-273-8300**FROM:** HEIDI S. NEBEL**NUMBER OF PAGES (Including cover):** 2Please file the attached **NOTICE OF APPEAL** for the following:

APPLICANT : WELSH, Michael J., et al.
SERIAL NO : 10/766,506
FILED : January 28, 2004
TITLE : USE OF XYLITOL TO REDUCE IONIC STRENGTH
AND ACTIVATE ENDOGENOUS ANTIMICROBIALS
FOR PREVENTION AND TREATMENT OF
INFECTIONS

Grp./A.U. : 1614
Examiner : DELACROIX MUIRHEI, Cybille
Conf. No. : 3490
Docket No. : P04385US02

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PTO/SB/31 (09-04)

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Signature

Typed or printed

name **HEIDI S. NEBEL**

In re Application of
WELSH, Michael J., et al

Application Number
10/766,506

Filed
January 28, 2004

For
**USE OF XYLITOL TO REDUCE IONIC STRENGTH
AND ACTIVATE ENDOGENOUS ANTIMICROBIALS
FOR PREVENTION AND TREATMENT OF
INFECTIONS**

Art Unit
1614

Examiner
**DELACROIX MUIRHEI,
Cybille**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ **250.00**

☐ A check in the amount of the fee is enclosed.

12/19/2005 BABRAHA1 00000057 260084 10766506

☐ Payment by credit card. Form PTO-2038 is attached.

01 FC:2401 250.00 DA

☒ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **26-0084**. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

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I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest.

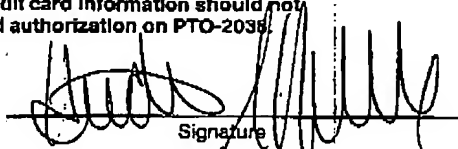
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)

☒ attorney or agent of record.

Registration number **37.719**

☐ attorney or agent acting under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34. _____


Signature

HEIDI S. NEBEL

Typed or printed name

(515)-288-3867

Telephone number

12/16/2005

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

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